

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 166 be amended to read as follows:

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 25-10-1-1 IS AMENDED TO READ AS  
4 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. As used in this  
5 article:  
6           (1) "Chiropractic" means the diagnosis and analysis of any  
7 interference with normal nerve transmission and expression, the  
8 procedure preparatory to and complementary to the correction  
9 thereof by an adjustment of the articulations of the vertebral  
10 column, its immediate articulation, and includes other incidental  
11 means of adjustments of the spinal column and the practice of  
12 drugless therapeutics. However, chiropractic does not include any  
13 of the following:  
14           (A) Prescription or administration of legend drugs or other  
15 controlled substances.  
16           (B) Performing of incisive surgery or internal or external  
17 cauterization.  
18           (C) Penetration of the skin with a needle or other instrument  
19 for any purpose except for the purpose of blood analysis.  
20           (D) Use of colonic irrigations, plasmatics, ionizing radiation  
21 therapy, or radionics.  
22           (E) Conducting invasive diagnostic tests or analysis of body  
23 fluids except for urinalysis.  
24           (F) The taking of x-rays of any organ other than the vertebral  
25 column and extremities. ~~and~~  
26           (G) The treatment or attempt to treat infectious diseases,  
27 endocrine disorders, or atypical or abnormal histology.  
28           (2) "Chiropractor" means any person who is qualified under this  
29 chapter to practice the science of chiropractic.  
30           (3) "Board" means the board of chiropractic examiners under  
31 section 1.5 of this chapter.  
32           (4) "~~Bureau~~" means "**Agency**" refers to the health professions

1 ~~bureau~~ **Indiana professional licensing agency** under IC 25-1-5.  
 2 **(5) "Manual adjustment" means a manual or mechanical**  
 3 **intervention that may have velocity, lever, amplitude, or recoil**  
 4 **and that:**

5 **(A) may carry a joint complex beyond the normal**  
 6 **physiological range of motion;**

7 **(B) is applied without exceeding the boundaries of**  
 8 **anatomical integrity of the joint complex or other**  
 9 **articulations; and**

10 **(C) is intended to result in a cavitation of the joint or a**  
 11 **reduction of a subluxation.**

12 SECTION 2. IC 25-10-1-14 IS AMENDED TO READ AS  
 13 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 14. (a) This section  
 14 applies to all persons, including persons listed in IC 25-22.5-1-2.

15 (b) A person may manually manipulate, manually adjust, or  
 16 manually mobilize the spinal column or the vertebral column of an  
 17 individual only if the person is:

18 (1) a chiropractor who has been issued a license under this  
 19 chapter;

20 (2) a physician who has been issued an unlimited license to  
 21 practice medicine under IC 25-22.5; or

22 (3) an osteopathic physician who has been issued a license to  
 23 practice osteopathic medicine under IC 25-22.5.

24 (c) A person may not delegate the manual manipulation, manual  
 25 adjustment, or manual mobilization of the spinal column or the  
 26 vertebral column of an individual to another person, unless the other  
 27 person is:

28 (1) licensed as a chiropractor under this chapter;

29 (2) licensed as a physician with an unlimited license to practice  
 30 medicine under IC 25-22.5;

31 (3) licensed as an osteopathic physician with a license to practice  
 32 osteopathic medicine under IC 25-22.5;

33 (4) a student in the final year of course work at an accredited  
 34 chiropractic school participating in a preceptorship program and  
 35 working under the direct supervision of a chiropractor licensed  
 36 under this chapter; or

37 (5) a graduate of a chiropractic school who holds a valid  
 38 temporary permit issued under section 5.5 of this chapter.

39 (d) If a violation of subsection (b) or (c) is being committed:

40 (1) the board in its own name;

41 (2) the board in the name of the state; or

42 (3) the prosecuting attorney of the county in which the violation  
 43 occurs, at the request of the board and in the name of the state;

44 may apply for an order enjoining the violation from the circuit court of  
 45 the county in which the violation occurs.

46 (e) Upon a showing that a person has violated subsection (b) or (c),  
 47 the court may grant without bond an injunction, a restraining order, or  
 48 other appropriate order.

1           (f) ~~This section does not apply to a physical therapist practicing~~  
2 ~~under IC 25-27. However, A physical therapist may not:~~  
3           **(1) practice chiropractic (as defined in IC 25-10-1-1) or medicine**  
4           **(as defined in IC 25-22.5-1-1.1) unless licensed to do so; or**  
5           **(2) perform a manual adjustment."**  
6           Renumber all SECTIONS consecutively.  
              (Reference is to SB 166 as printed January 27, 2006.)

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Senator ALTING